



DONALD L. WOLFE, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: **C-1**

August 31, 2006

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ADOPT AND ADVERTISE
MARINA BEACH WATER QUALITY IMPROVEMENT PROJECT
CAPITAL PROJECT NO. 69219
SUPERVISORIAL DISTRICT 4
3 VOTES**

**JOINT RECOMMENDATION WITH THE CHIEF ADMINISTRATIVE OFFICER AND
THE DIRECTOR OF BEACHES AND HARBORS THAT YOUR BOARD:**

1. Adopt the plans and specifications for Part I of Phase II of the Marina Beach Water Quality Improvement Project (Improvement Project) at an estimated construction cost of \$1,510,095 (see enclosed Project Schedule and Budget Summary) funded by a State Proposition 13 grant, the Governor's Clean Beach Initiative.
2. Instruct the Executive Officer of the Board of Supervisors to advertise for bids to be received on October 12, 2006, according to the Instruction Sheet for Publishing Legal Advertisements.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will allow Public Works to obtain bids for the construction of Part I of Phase II of the Improvement Project.

The first phase, approved by your Board in June 2002, included the study and investigation of the water quality and biological testing, soil and sediment sampling, hydrodynamic modeling, the preparation of environmental documentation, and recommendations for project implementation.

On February 24, 2004, your Board approved Phase II of the Improvement Project that includes a two-part approach. Part I encompasses the construction of a new stormwater diversion system at Marina (Mother's) Beach. The proposed scope of work for Part I, includes extensive excavation and backfill work to install approximately 2,700 linear feet of reinforced concrete pipe and appurtenant structures in the paved walkway for Mother's Beach from Palawan Way to Panay Way, to divert surface flows to the adjacent Basin C where there is no water contact recreation.

Part II of Phase II entails structural upgrades to the existing dock and construction of a new gangway, as well as installation of two new water circulators below the water surface. Your Board authorized the construction of this portion of Phase II on July 12, 2005 (erroneously referred to as Part I in the July 12, 2005, Board letter). The Internal Services Department is scheduled to complete these improvements by October 2006.

Implementation of Strategic Plan Goals

This project is consistent with the County Strategic Plan Goal of Service Excellence and Community Service since it will provide area residents with increased protection of a scenic and recreational resource by diverting trash and contaminants away from recreational receiving waters.

FISCAL IMPACT/FINANCING

The total project cost estimate to complete the proposed improvements is \$2,938,000, of which \$2,022,000 has been allocated for the construction of the stormwater diversion system (Part I) and \$916,000 is designated to finance the dock, gangway, and water circulator improvements (Part II), as detailed in the enclosed Project Schedule and Budget Summary.

Based on the volatility of the current construction market, and the potential for increased project costs beyond the available funding, we are recommending that your Board proceed with obtaining bids for construction and defer any adjustments to the project budget until the bid process has been completed. At that time, we will return to your Board with final recommendations regarding the project scope, funding, and contract award.

The estimated total project cost of Phase II of this project is \$2,938,000, of which \$1,750,000 is funded by a State grant, \$350,000 from the Marina Accumulative Capital Outlay Fund, and \$838,000 in prior year net County cost to meet the 20 percent local matching fund requirement.

Sufficient appropriation is available in the Fiscal Year 2006-07 Capital Project Budget under C.P. No. 69219.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A standard contract in the form previously approved by County Counsel will be used. The standard Board-directed clauses that provide for contract termination, renegotiation, and hiring qualified displaced County employees will be included in the contract. It will also include the standard clauses relating to the Small Business Enterprise Preference Program consideration.

The enclosed plans and specifications include the contractual provisions, methods, and material requirements necessary for this project. The contract agreement will be in the form previously approved by County Counsel.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

ENVIRONMENTAL DOCUMENTATION

On February 24, 2004, Synopsis No. 14, your Board approved the Mitigated Negative Declaration for this project and the Addendum on July 12, 2005.

CONTRACTING PROCESS

This project will be contracted on an open competitive bid basis. The contract will be awarded to the lowest responsible bidder meeting the criteria established by your Board and the California Public Contract Code.

To increase contractor awareness of our program to contract work to the private sector, this project will be listed on the County website for upcoming bids.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report False Claims Act violations, labor law/payroll violations, debarments, civil litigation history, and prior criminal convictions. The information reported will be considered before making a recommendation to award.

The project specifications contain provisions requiring the contractor to (1) comply with the County's Child Support Compliance Program, (2) report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees, (3) comply with the requirements of the County's Contractor Employee Jury Service Program, and (4) comply with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The project is to be completed in 100 working days. It is estimated that the work will start in January and be completed in May 2007. Local residents and businesses will be informed that traffic and local access will be disrupted during the construction.

The Honorable Board of Supervisors
August 31, 2006
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CONCLUSION

Please return one adopted copy of this letter to the Chief Administrative Officer (Capital Projects), Beaches and Harbors, and Public Works.

Respectfully submitted,

DONALD L. WOLFE
Director of Public Works

DAVID E. JANSSEN
Chief Administrative Officer

STAN WISNIEWSKI
Director of Beaches and Harbors

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cc: County Counsel
Office of Affirmative Action Compliance

August 31, 2006

PROJECT SCHEDULE AND BUDGET SCHEDULE

Marina Beach Water Quality Improvement Project Dock/Gangway/Water Circulators and Storm Drain System C.P. No. 69219

I. PHASE II PROJECT SCHEDULE

Budget Category	Storm Drain System (Part I)	Water Circulators (Part II)
Construction Contract Award	10/31/06	07/25/05
Construction Start	01/02/07	09/05/06
Substantial Completion	05/25/07	09/30/06
Final Acceptance	06/30/07	10/31/06

II. PHASE II BUDGET SUMMARY

Budget Category	Storm Drain System (Part I)	Water Circulators (Part II)	Board Approved Project Budget
Construction	\$1,510,095	\$567,000	\$2,077,095
Change Order Contingency	<u>151,100</u>	<u>57,000</u>	<u>235,905</u>
Total Construction	\$1,661,195	\$624,000	\$2,313,000
County Services	\$207,805	\$187,000	\$367,000
Consultant Services	\$153,000	\$105,000	\$258,000
Total	\$2,022,000	\$916,000	\$2,938,000

MARINA BEACH WATER QUALITY IMPROVEMENT PROJECT
CAPITAL PROJECT NO. 69219
INSTRUCTION SHEET FOR PUBLISHING LEGAL ADVERTISEMENT

From: Department of Public Works
Construction Division

PUBLISHING

In accordance with Section 20392 of the Public Contract Code:

Publish: At least ten consecutive times, prior to the date set for opening bids, in a daily newspaper of general circulation printed and published in the County and designated by the Board, or for at least two consecutive times prior to such date in a weekly newspaper printed and published in the County and designated by the Board.

Time Limitation: To open bids in four weeks.

NOTICE INVITING BIDS

Sealed Bids will be received by the County of Los Angeles Department of Public Works, Construction Division, for the construction of 24- and 30-inch rubber-gasketed reinforced concrete pipe drain, manholes, catch basins and grated inlets, a reinforced concrete outlet structure, and other appurtenant work under Project ID No. CON0000002, Marina Beach Water Quality Improvement Project, in the vicinity of Marina del Rey.

The Bids must be submitted at the Cashier's Office, located on the Mezzanine level, 900 South Fremont Avenue, Alhambra, California 91803-1331, before 11 a.m. on Tuesday, October 12, 2006. The Bids will then be publicly opened and read in Conference Room A or at the location posted in the main lobby.

The Work shall be done in accordance with the Plans and Specifications on file and open for inspection at the County Board of Supervisors Executive Office and the Department of Public Works. The Work is estimated to cost between \$1,400,000 and \$1,600,000 and shall be completed in 100 working days. The Work requires a California Class A or C42 contractor's license. Prebid questions regarding the Plans and Specifications should be directed to Mr. Roger Kohlenberger at (626) 458-4964.

The Bids must be submitted on the Proposal forms included in the Bidder's package of the Contract Documents, which may be purchased for \$15, if picked up at the aforementioned Cashier's Office, (626) 458-6959, Monday through Thursday between 7 a.m. and 5:30 p.m., or for \$19, if mailed, which includes postage and handling.

Each Bid must be accompanied by a certified check, cashier's check, or surety bond payable to Los Angeles County in an amount equal to at least 10 percent of the Bid to guarantee that the Bidder will enter into the Contract if it is so awarded.

All persons performing the Work shall be paid not less than the General Prevailing Wage Determination prepared by the Director of Industrial Relations pursuant to the California Labor Code. Copies of these wage rates are available at the Department of Public Works.

The Bid must provide full disclosure of False Claims Act violations, labor law/payroll violations, debarments, and civil/criminal legal actions as provided for on the forms included as part of the Proposal. Failure to complete these forms may result in a determination that the Bidder is nonresponsive and/or not responsible.

The Contract, if awarded, will be awarded to the lowest responsive and responsible Bidder; however, the Board of Supervisors reserves the right to reject any and all Bids.

A responsible Bidder is a Bidder who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the Contract. It is the County's policy to conduct business only with responsible contractors.

The successful Bidder will be required to fully comply with all applicable State and Federal reporting requirements relating to employment reporting for its employees and comply with all lawfully served Wage and Earnings Assignment Orders and Notice of Assignment and continue to maintain compliance throughout the duration of the Contract. Failure to comply may be cause for termination of the Contract or initiation of debarment proceedings.

The successful Bidder will be required to submit a faithful performance bond, payment bond, liability insurance, and workers' compensation insurance with the Contract.

As provided for in Section 22300 of the California Public Contract Code, the Contractor may substitute securities for any monies withheld by the Department of Public Works to ensure performance under the Contract, or enter into an escrow agreement for payment of such monies to an escrow agent.

Each person by submitting a response to this Notice Inviting Bids certifies that such Bidder and each County lobbyist and County lobbying firm, as defined by Los Angeles County Code Section 2.160.010, retained by the Bidder, is in full compliance with Chapter 2.160 of the Los Angeles County Code.

Para mas informacion con relacion a esta noticia, por favor llame a este numero (626) 458-3118. Nuestras horas de oficina son de 7 a.m. a 5:30 p.m. de Lunes a Jueves.

The County supports and encourages equal opportunity contracting.

By order of the Board of Supervisors of the County of Los Angeles, State of California.

Dated September 12, 2006.

Sachi A. Hamai
Executive Officer
of the Board of Supervisors

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